

1 **SAXENA WHITE P.A.**  
2 Maya Saxena  
3 Joseph E. White, III  
4 Lester R. Hooker (241590)  
5 2424 N. Federal Highway, Suite 257  
6 Boca Raton, FL 33431  
7 Telephone: (561) 394-3399  
8 Facsimile: (561) 394-3382  
9 E-mail: msaxena@saxenawhite.com  
10 jwhite@saxenawhite.com  
11 lhooker@saxenawhite.com

12 *Lead Counsel for the Class and  
13 Counsel for the Firefighters' Pension Funds*

14 **TOSTRUD LAW GROUP, P.C.**

15 Jon A. Tostrud (SBN 199502)  
16 1925 Century Park East, Suite 2125  
17 Los Angeles, California 90067  
18 Telephone: (310) 278-2600  
19 Facsimile: (310) 278-2640  
20 E-mail: jtostrud@tostrudlaw.com

21 *Local Counsel for the Class and  
22 Counsel for the Firefighters' Pension Funds*

23 **UNITED STATES DISTRICT COURT**  
24 **CENTRAL DISTRICT OF CALIFORNIA**  
25 **WESTERN DIVISION**

26 IN RE HERBALIFE, LTD.  
27 SECURITIES LITIGATION

28 } No. 2:14-CV-02850-DSF (JCGx)

29 } CLASS ACTION

30 } **STIPULATION REGARDING  
31 AMENDED COMPLAINT  
32 FILING AND RESPONSE  
33 THERETO**

1       The undersigned counsel for the parties herein submit for the Court's  
2 approval the following Stipulation:

3       WHEREAS, Plaintiff Abdul Awad commenced this action (the "Action") by  
4 filing his Class Action Complaint on April 14, 2014;

5       WHEREAS, on June 5, 2014, the parties to the Action filed a Stipulation  
6 Regarding Response to Plaintiff's Complaint (Dkt. No. 22), which stated, among  
7 other things, that counsel for Defendants have agreed to accept service of the  
8 Complaint on behalf of all Defendants, subject to a stipulation that no responsive  
9 pleading would be required of Defendants in light of the provisions of the Private  
10 Securities Litigation Reform Act of 1995 (the "PSLRA"), and which further  
11 requested a stay of all deadlines pending the Court's Lead Plaintiff appointment  
12 pursuant to the PSLRA;

13       WHEREAS, on June 6, 2014, the Court entered an Order Granting  
14 Stipulation Regarding Response To Plaintiff's Complaint (Dkt. No. 24), which  
15 provided, among other things, that "[w]ithin 14 days following the entry of the  
16 Court's order appointing Lead Plaintiff, the designated Lead Plaintiff and  
17 Defendants shall meet and confer regarding a deadline for an amended complaint  
18 and a briefing schedule for any motions to dismiss pursuant to Rule 12(b)(6) of the  
19 Federal Rules of Civil Procedure";

20       WHEREAS, on July 30, 2014, the Court entered an Order Granting  
21 Firefighters' Pension Funds' Motion For Appointment As Lead Plaintiff And  
22 Approval Of Selection Of Counsel (Dkt. No. 43), which appointed the Oklahoma  
23 Firefighters Pension and Retirement System and the City of Atlanta Firefighters'  
24 Pension Fund (the "Firefighters' Pension Funds" or "Lead Plaintiffs") as Lead  
25 Plaintiffs and approved of Lead Plaintiffs' selection of Saxena White P.A. as Lead  
26 Counsel and the Tostrud Law Group, P.C. as Local Counsel;

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1        WHEREAS, following the Court’s Lead Plaintiff Order, Lead Plaintiffs and  
2 Defendants conferred regarding a deadline for the filing of Lead Plaintiffs’  
3 amended complaint (the “Amended Complaint”) and a briefing schedule for  
4 Defendants’ motion to dismiss pursuant to Rule 12(b)(6) of the Federal Rules of  
5 Civil Procedure;

6 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED,  
7 subject to Court approval, as follows:

8       1. Lead Plaintiffs shall file their Amended Complaint on or before  
9 September 18, 2014.

10 2. Defendants shall file their motion(s) to dismiss or otherwise respond  
11 to the Amended Complaint on or before November 3, 2014.

12       3. If Defendants move to dismiss the Amended Complaint, Lead  
13 Plaintiffs shall file their memorandum in opposition to Defendants' motion to  
14 dismiss on or before December 18, 2014.

15       4. Defendants shall file their reply brief(s) in further support of their  
16 motion(s) to dismiss the Amended Complaint on or before January 23, 2015.

18 | Dated: August 13, 2014 Respectfully submitted,

By: /s/ Jon A. Tostrud

**TOSTRUD LAW GROUP, P.C.**  
Jon A. Tostrud (SBN 199502)  
1925 Century Park East, Suite 2125  
Los Angeles, CA 90067  
Telephone: (310) 278-2600  
Facsimile: (310) 278-2640  
E-mail: [jtostrud@tostrudlaw.com](mailto:jtostrud@tostrudlaw.com)

## *Local Counsel and Counsel for the Firefighters' Pension Funds*

**SAXENA WHITE P.A.**  
Maya Saxena  
Joseph E. White, III  
Lester R. Hooker (241590)  
2424 N. Federal Highway, Suite 257  
Boca Raton, FL 33431  
Telephone: (561) 394-3399  
Facsimile: (561) 394-3382  
E-mail: [msaxena@saxenawhite.com](mailto:msaxena@saxenawhite.com)  
[jwhite@saxenawhite.com](mailto:jwhite@saxenawhite.com)  
[lhooker@saxenawhite.com](mailto:lhooker@saxenawhite.com)

## *Lead Counsel and Counsel for the Firefighters' Pension Funds*

By: /s/ Daniel S. Floyd

JONATHAN C. DICKEY, SBN 88226  
JDickey@gibsondunn.com  
**GIBSON, DUNN & CRUTCHER LLP**  
1881 Page Mill Road  
Palo Alto, California 94304-1211  
Telephone: 650.849.5300  
Facsimile: 650.849.5333

DANIEL S. FLOYD, SBN 123819  
DFloyd@gibsondunn.com  
ALEXANDER K. MIRCHEFF, SBN  
245074  
AMircheff@gibsondunn.com  
**GIBSON, DUNN & CRUTCHER LLP**  
333 South Grand Avenue  
Los Angeles, California 90071-3197  
Telephone: 213.229.7000  
Facsimile: 213.229.7520

*Attorney for Defendants  
Herbalife Ltd., Michael O. Johnson,  
Desmond Walsh, John DeSimone, and  
Richard Goudis*